



## GOOD RECORDS FOR FIELD DAY

(From Sunday's Advertiser.)

For once the fans went away from the ball grounds feeling they had received a run for their money. They were treated to a succession of fine plays and plenty of stick work. The field day was a triumph and some fast time was made over the base lines. Good throwing was not infrequently indulged in.

The events run off were probably more interesting to the spectators than the game. In the first event, circling the bases, En Sue and Hampton tied, making the circuit in 15 seconds flat. They tossed up for the prize later and Hampton won out. The time that these two made was very close to the record and when Fisher's team comes they will have to run some to beat either. The following players entered:

Lyman	15-2-5 sec.
W. Desha	16 sec.
Hampton	15 sec.
Olmos	15-3-5 sec.
En Sue	15 sec.

W. Desha won the throw at the target. Each contestant had three throws at the second bag and the closest throw counted. Desha hit the bag the third trial. Hampton was second, coming within one foot and 8 inches of the bag. Jones, Evers, Leslie, Lyman, Soares, Williams, Reuter, Lemon and Darcy all entered.

En Sue proved to be the fastest man in beating out a bunt. He layed the ball down and raced to the bag in 3-1-5 sec. This is going a few. The following showings were made:

Lyman	3-2-5 sec.
Desha	4 sec.
Hampton	4 sec.
En Sue	3-1-5 sec.
Lemon	3-2-5 sec.

"Clown" Leslie proved that he had the strongest wing of all the players by heaving the ball the greater distance. Jones was second and Reuter third. The latter has held the record in this event but could not come up to the others yesterday. J. Williams also made a good throw.

In the run around the bases with a slide to first, second and third, En Sue again demonstrated his speed. He made the circuit in 17-3-5 sec. En Sue had a much faster method of sliding than the others and it was through this trick that he managed to carry off the prize. The following times were recorded:

Lyman	19 sec.
Desha	20 sec.
Lemon	18-4-5 sec.
En Sue	17-3-5 sec.

The ball game that followed was well played and won by the Saints by a score of 4-1. Reuter started to pitch for the Picked Team but was only in the box for three innings. He pitched good ball and showed some of his old time form. Hampton relieved him but did not fare so well. The Saints are on to Bill Ham's benders and they always seem to hit him.

Leslie was on duty for the St. Louis team and he worked to good advantage. The Clown has better speed than ever and winged them over so fast that they were hard to locate. The hits that were secured off his delivery were few and far between.

The fourth and the eighth were bad innings for the Picked Team and two runs were secured in both these innings. Some of the runs were from clean hitting and there were others that were made through errors.

The Picked Team managed to get Lemon around the bases in the sixth and saved a shutout.

The score by innings:

	1	2	3	4	5	6	7	8	9
Saints . . . . .	0	0	0	2	0	0	0	2	0-4
Picked . . . . .	0	0	0	0	0	1	0	0	0-1

## JOHN T. MOIR OWNS THE CUP

HILO, October 4.—The silver cup offered by the Honolulu Brewing and Malting Co. for the one and one-half mile free-for-all race, to be won two out of three times by the same owner, arrived from Honolulu by the Kinau and is now the property of John T. Moir.

The cup bears the following inscription:

"Won by Dixie Land, 1903; time 2:40. Owned by John T. Moir."

"Won by Bruner, 1904; time 2:44 4-5. Owned by Lester Petrie."

"Won by Fidda, 1907; time 2:47 1-2. Owned by John T. Moir."

The last race was run on July 4 of this year.

### PROPER TREATMENT FOR DYSENTERY.

The great mortality resulting from dysentery is due to a lack of proper treatment. Not one case in a thousand will prove fatal when Chamberlain's Colic, Cholera and Diarrhoea Remedy is given at the first onset of the disease. For sale by all dealers. Benson, Smith & Co., Ltd., agents for Hawaii.

## HAMPTON WILL CAPTAIN TEAM

(From Monday's Advertiser.)

Bill Hampton is the choice of the All-Hawaii baseball team that will meet Mique Fisher's All-Star aggregation next month for captain. Hampton was elected yesterday afternoon at the ball grounds after the team had gone through their practice work. He is without doubt the very best choice that the team could have made and the players showed the very best of judgment. Hampton is an all round player and a man who knows the game from all angles. His record while he has played here has been the very best and he has made a name for himself and has turned out some very good teams. He came here with the Marine team and acted as captain for them. He afterward captained the Elks and the Oahu teams. Bill has been playing in the pitcher's box for the last few seasons and while he has always pitched good ball, he was out of his place. He has never been in the best of shape to play but nevertheless has always made a good showing. At the present time he is holding down a job that will allow him to practice and he will be in the best possible shape when the umpire calls "Play Ball" in the Coast series of games. Hampton will no doubt play third base on the team and from that position he will be able to hold the boys together and act to the best advantage as captain.

Bill Vannatta, the captain of the Kam team, was chosen as the second captain and in the event that anything happens to Hampton, Van can take his place. The job is nothing new to Bill and he will make an excellent second captain. Vannatta needs no introduction to the baseball public, as his work is too well known here. The chances are that Jim Williams and Vannatta will be chosen to hold down second base. Of course it is not definitely known but it is thought that both these players will be given a chance to show what they can do.

Hampton says that he is going right to work and, with the committee, will begin to round the team in form. He means to leave no stone unturned to bring glory to Hawaii in the baseball line. "Why, just think what it would mean if we could take a couple of games off Fisher's team," said Bill. "Every paper in the United States would publish an account of it and people would wake up to the fact that we were on the map. We will at least give them a run for their money."

Hampton has the proper spirit and there is no doubt but what he will work just the way he talks.

F. E. Steere has promised to do all that he can to round the team in form and he will be out this week to help coach. With Sanborn, of Kauai; Steere and Sheldon in the game a fast team could be gotten together and the going of the St. Louis team to the Orient would make no difference. At that it is claimed that some of their best players could not get away to make the trip even though the thing did go through.

The idea now is to get together and play ball. "Work" will be the by-word and with the assistance of the public, Honolulu will be treated to the greatest baseball games that have ever been attempted in this country.

## COUNTRY SALOONS LICENSED ON HAWAII

The Hawaii Board of License Commissioners met at Waimea, South Kona, on Saturday week when the following second-class saloon licenses were granted.

Nobutaro Mori of Keopuka, South Kona; Y. Aona of Hookena, South Kona; John Machado of Holualoa, North Kona; Leong Kan Chew of Waipio, Hamakua.

Fourth-class licenses, to sell wine made from grapes grown by themselves, were issued to Amelia G. Silva, Holualoa, North Kona, and Manuel Pestana Gracia, Pahoe, North Kona.

Secretary Lyman brought back with him samples of wine made by Gracia which he has sent to Honolulu for chemical analysis. Gracia has 400 acres of grapes now and 350 gallons of wine on hand but which is not yet old enough to market.

### AN OLD DESIGNATION.

Referring to the claim of Archdeacon Jeffers, Miss Anne Marie Prescott writes that "Rainbow Land" was a term used in her "Makapala-by-the-Sea" letters a dozen years ago, also in her brochure "Hawaii" published in San Francisco about sixteen years ago. "We have more than once," the Honolulu Times editor concludes, "seen words of ours printed by someone as original. All writers look for that."

## PALAMAS WIN SECOND SERIES

(From Monday's Advertiser.)

Before the biggest crowd that ever assembled at Aala park to witness a baseball game, the Palama A. C. defeated the Chinese Athletics yesterday afternoon in the championship game for the second series of the Riverside League. The weather was at its best, which added the more to the pleasure of the thousands present.

Both teams failed to score till the fifth inning, when the Palamas brought in four runs. This started the crowd yelling, until the noise could be heard several blocks away. Akina, who was in the box, in place of Lo, the regular C. A. C. twirler, was somewhat off and Lo was called in the sixth inning to help. It was probably due to the heavy batting on the part of the Palamas, that the Athletics met their Waterloo.

In the seventh inning, Lo brought home a run for the Chinese team on the wild throw of Kealoha to first. This gave the several hundreds of Chinese who were present a chance to make use of their voices. In the eighth inning, the Chinese boys scored two more and then the Palamas began to guess. However, by the good work of Chas. Paaluh, the biggest box artist in the Riverside League, they managed to give the Athletics a goose egg in the last half of the ninth inning, thus making the score 4 to 3 in favor of the Palama A. C. Next Sunday, a two out of three series will be played between these two teams for the championship of the Riverside League.

The lineup and score by innings was:

Palama A. C.—H. Kekaha, 2; Ka-haawini, 1; D. Kealoha, 3; C. Paaluh, 1; Walker, cf; H. Zerbe, rf; Kaopua, ss; Hoopli, c; Kama, 1.

Chinese A. C.—Sing Chong, ss; W. Ayau, cf; J. Lo, 2; and; Chi Bol, c; Akina, p; and; E. Ayau, 3; Mon Yin, cf; K. Y. Ching, rf; Eng Sang, 1.

1 2 3 4 5 6 7 8 9

Palama A. C. 0 0 0 4 0 0 0 0-4

Chinese A. C. 0 0 0 0 0 0 1 2-3

Two basehits—Kekaha, Kama.

Base on balls—Paaluh, 2; Akina, 2.

Wild throws—Kealoha, Lo and Kealoha.

Sacrifice hit—Lo.

Stolen bases—Kealoha, Walker, Kaopua, Ayau, Lo, Mon Yin and Sing Chong, 2.

Struck out—Paaluh, 7; Akina, 4; Lo, 1.

Time of game—1 hour and 35 minutes.

Umpire—Ed. Fernandez.

Scorer—W. Raposa.

### NOTES OF THE GAME.

Kaopua is credited with the best running catch ever made on the Aala diamond.

Kealoha's wild throw to first gave the Chinese team the first run.

Hon. A. L. C. Atkinson, Chief of Detectives Taylor, J. Lando and Charles Falk were among the spectators yesterday.

Capt. Kekaha and Manager Marino of the Palama nine were smiling after the game.

The Riverside League entertainment may be repeated next week.

Former President Kelekolio and Vannatta, the new president of the league, both watched the game with interest.

### SUGAR IMPORTS.

We have now the government reports of the importation of sugar into the United States during the first seven months of the calendar year ending July 31, and find that the importations have reached a value of \$63,000,000, against a value of \$51,000,000 during the same period last year and of \$68,000,000 in the year 1905.

A notable feature in the present report is that of these values over one million dollars attach to the imports of sugar from Mexico, about \$900,000 of which came into the country during July of this year. A million and a quarter dollars are set down for the West Indies, not including the British West Indies nor Cuba, while from Cuba the value reached nearly fifty-nine millions of dollars. The sugar that has been exported from Mexico hitherto has gone chiefly to Europe, and the fact that it has found its best market in the United States this year is an evidence that our home supplies are running short and that our sugar buyers had to take Mexican sugar in preference to buying from Europe, although nearly half a million dollars worth of sugars have been imported during these seven months from Germany. The sugar imported from the Philippines had a value of \$68,000.—Louisiana Planter.

In a Tennessee court an old colored woman was put on the witness stand to tell what she knew about the annihilation of a hog by a railway locomotive. Being sworn, she was asked if she had seen the train kill the hog in question. "Yessah, I seed it." "Then," said counsel, "tell the court in as few words as possible just how it occurred." "Yo' honah," responded the old lady, "I shore kin tell yo' in a few words. It jest took an' tuck him."

## U. S. GRAND JURY HARD AT WORK

The October term of the United States District Court opened yesterday morning, the grand jury was impaneled, sworn and charged by Judge Dole and immediately started in on its work, and before it adjourned for the day had investigated two illicit distilling cases, a polygamy charge, and an Edmund's Act case.

Of the cases already on the calendar, about eighteen in number, three were nolle; four were continued for the term, and the others were continued until various dates. United States Attorney Breckons has probably over seventy-five matters to present to the grand jury, so that the number of cases that will finally get on his term calendar will probably exceed a hundred.

The corridors of the Judiciary building yesterday presented an interesting sight. A score or two of witnesses of different races and nationalities were gathered there awaiting their turn to be called before the grand jury. The throng of witnesses even extended out of the corridors, on to the lawn where a number found the grass in the shade a pleasant waiting place than the hard benches in the corridor.

When the court opened for the term with Judge De Bolt on the bench, the accounts of Clerk Hatch were presented for approval and were approved. The accounts of Charles F. Farnaux, United States Commissioner at Hilo, were also presented and approved.

When the grand jury was called there were a number of absentees for one reason or another. E. Hoffman, of Waileku, was not found by the Marshal in order to be summoned. H. H. Smythe is not in the Territory. Neither is Charles Barley, though John Barleycorn having a similar family name with him, at least, is in evidence in every part of the Territory. A. Hocking was absent, and there is said to be no such person as James W. Smithies. J. K. Gandall, of Kauai, is over age. Herman Kruger is not in the Territory. George Copp, of Makawao, was excused. So was Axel A. Aalberg, of Lahaina. H. A. Parmelee is over age. A special venire for test was at once placed in the Marshal's hands and returned at 11 o'clock. Of the special venire, John Deter was excused and then the grand jury was sworn in as follows: J. Frank Woods, foreman;

C. S. Desky, C. Butske, G. W. Weight, John Schiller, John J. Greene, James Nott Jr., W. M. Graham, W. H. C. Campbell, John C. Evans, Henry Davis, E. F. Patten, N. Hageans, C. E. Calvert, A. Christiansen, M. Phillips, F. H. Paris, F. H. Waldron, J. S. Spitzer, C. G. Bartlett, C. J. Ludwigen, T. W. Carroll.

Loo Joe was appointed Chinese interpreter for the grand jury and E. R. Rathburn, bailiff.

In charging the grand jury Judge Dole said:

Gentlemen of the Grand Jury: The duties and functions of the grand jury are of an exalted character. In a sense it may be said to be the conscience of the community. Sitting apart from the turmoil of business and the distractions of social excitements, it enjoys a status which promotes a sensitiveness in relation to those acts which are inconsistent with individual or public rights and so tend to subvert the laws and thereby prejudice the interests of society. In its representative capacity it carries large responsibilities in relation to the welfare of the body politic, which sense of responsibility can hardly fail to promote watchfulness toward criminal developments as hostile to such welfare, and that sentiment of fair play which would protect persons charged with the commission of offenses against the laws, from publicity and the odium of public trials, except upon probable cause supported by competent evidence sufficient, unless contradicted or otherwise explained, to warrant a conviction.

This representative quality of the grand jury is a most important element in the value of its work, whereby the public is kept in touch with the proceedings of the criminal side of the court. It is highly probable that in those systems where the prosecuting officer has the responsibility of bringing indictments, the work is done as well by such an officer as by the average grand jury, but the secondary benefit to the community is lost—that effect on public sentiment which comes from the public taking part in and assuming some of the responsibilities of criminal proceedings against violators of the laws of the land, as is the case under the grand jury system. The operation of this system has an educative influence upon the body of citizens from which the jurors are drawn, acquainting it with the principles and objects of the criminal laws, the methods by which they are enforced, and thereby inculcating a respect for good laws and developing a critical intelligence as to defective or unjust legislation, which must favorably affect public sentiment and eventually the lawmaking authority. The effect of a serious recognition of the supremacy of law on the part of the citizens is of the utmost value in the promotion of civil order and the protection of national and private interests.

As the Federal grand jury of this Territory you are the representatives of the community in the matter of investigating charges of offenses against the laws of the United States, and such information as may come before you either through the prosecuting officers of this court or the knowledge of your members or in any other way, tending to show the infraction of such laws. Your duty in these matters is a very

## GRAND JURY AND STANDARD OIL

The Territorial grand jury was in session yesterday all day, not adjourning until almost five o'clock, and it will take up the work again early this morning.

It is the Standard Oil investigation that is thus absorbing its time and attention. A very searching investigation of all matters that have grown out of the attempted burning of the Government Kerosene Warehouse by Lionel Hart, is being made. A large number of witnesses have already been called and examined and a large number yet remain to be examined.

Aside from the duty imposed on the grand jury to investigate all charges of violation of the laws, there is another purpose in this investigation. Hart has been indicted for setting fire to the government warehouse. He has confessed to it, and it is expected that he will plead guilty. But as there is wide latitude in the punishment that may be inflicted, this investigation is said to have some bearing on the question of his punishment. If he, in his wrong-doing, was simply following the lead of someone else, or was merely participating criminally with others, is one thing. But if instead of this he was alone in his wrong-doing, and, in addition, when caught, sought to smirch the good name of innocent men, that is quite another, and it is felt that the punishment ought to differ considerably in the two cases. One purpose of the grand jury investigation, therefore, is to determine this question, especially as some of those who have already investigated it have declared it as their opinion that Hart was not alone in his villainy.

Among those who were examined before the grand jury yesterday were Manager Mayer of the local office of the Standard Oil Company; Auditor Fletcher, who was sent here by the company to audit the books of the office; a number of bankers, a number of Chinese merchants, and several others. The investigation is following all the ramifications of the matter that develop as the investigation proceeds.

## SAKE CASE COMING ON FOR EARLY TRIAL

Harry J. Johnston, ship and custom house broker, will leave in the Alameda on Wednesday. He goes to San Francisco on business in connection with the celebrated sake duty case, which is expected to come on before the U. S. Ninth Circuit Court of Appeals the last of this month or early next.

So far the sake dealers, represented by Mr. Johnston, have won in the various courts below that where the case is now pending. It is scarcely thought the Treasury Department will appeal from an adverse decision in the California circuit. Mr. Johnston received a cablegram last week from Col. Thos. Fitch, counsel for the protesters.

From half a million to a million dollars, mostly claimed in Honolulu, is involved in the case.

responsible one, not only in the direction of the protection of the community against crime, but for the conscientious investigation of charges, in order that those persons in relation to whom there is sufficient prima facie evidence to support a charge of crime may be indicted for the trial thereof, but also that such persons against whom the information which you may be able to reach is insufficient, may be discharged free of suspicion or loss of reputation; in the latter case the rule of secrecy becomes an important element.

I am informed by the District Attorney that you will probably be asked to consider charges of illicit distilling, illicit selling of liquor, larceny from the United States, forgery, perjury, placing illegal matter in the mails, counterfeiting, assault on the high seas, murder, importation of women for immoral purposes and offenses under the Edmunds Act.

These alleged violations of law attack the interests of society at almost every point—marriage and the home, public property and revenues, the stability of business, the reliability of judicial procedure, the protection due to the individual and the inalienable right to life. Rarely has a term of this court, and perhaps of any court, presented such a wide variety of charges for the consideration of a grand jury. You will discover in the study of these charges and the testimony brought before you in their support, that while society has pressing claims upon your public spirit and patriotism, the individual has also an equal right to your sentiments of justice and fair play.

At least sixteen of your members should be present whenever you are engaged in your work, and an agreement of at least twelve is necessary to the finding of an indictment.

With J. Frank Woods as foreman the grand jury went right to work. The Camacho illicit distilling case from Makawao was taken up as was the case of the two Japanese arrested last week in Olua for illicit distilling. Then an Edmunds Act case was heard, and then the grand jury took up the charge of polygamy against Tam Pong. Tam Pong has paid one or two fines for polygamy which seems to be his pet peccadillo. He figured lately in a hotly contested case in Judge Lindsay's court where he was the prosecuting witness on a charge of assault. One of the witnesses before the grand jury in this case was a very comely young Chinese woman with a babe in arms.

In the court nol-prosses were entered against Elizabeth Poepee, J. Martin, Sing Fook, Mary Kalamia, and Alice Wright Akana. The cases of David Limanui and Maria Keole, Harry Flint and Susan Nye were continued for the term.

In the case of Lowrie vs. Baldwin and others, the whole forenoon yesterday was occupied in the argument of the motion of the plaintiff to strike from the files the affidavit of William R. Castle in support of the defendant's motion to stay proceedings in this case, on the ground that the affidavit is scandalous and impertinent. While Judge Robinson said it seemed to him clear that parts of the affidavit were without relevancy to the matter at issue, still so long as there were parts of the affidavit that were not, and might aid the court in arriving at a correct judgment of the matter, he would not strike out the whole affidavit, nor, on a general motion to strike out, would he strike out parts of it. The case then went over until this morning, when the plaintiff may file a motion to strike out parts of the affidavit or may file counter affidavits. The next motion in order to be argued is the motion of the defendants to stay the proceedings in this suit unless the plaintiff dismisses the suit against the same parties, concerning the same subject matter, which was commenced a year ago in Boston and is still pending.

After that there is a motion of the defendants for an order permitting inspection of certain documents.

### BEFORE LINDSAY.

Mago and Seyo, two Japanese who have appealed from a conviction and sentence for assault with a deadly weapon, were released yesterday by Judge Lindsay on \$1000 bail each.

In the case of Har Hak Sae vs. Pak Lung Kwon, the motion of the plaintiff, to require the defendant Yel to file a bond to cover the amount of the execution in the case, was heard by Judge Lindsay and taken under advisement.

IN PLACE OF BALLOU.

Judge De Bolt sat in the place of Justice Ballou yesterday in the argument in the case of the Oahu Railway and Land Company vs. James Armstrong, Ballou having been attorney in the case for the railway.

LETTERS ISSUED.

Judge De Bolt yesterday issued letters of administration to George Ward on the estate of his brother, James Ward, deceased. The heirs at law are a son twenty-two, and three daughters, all younger, the youngest eleven.

APPEAL FILED.

The appeal from the decision and decree of the Court of Land Registration on the petition of Lewers & Cooke, for a registered title to property at the corner of Queen and Punchbowl streets, has been filed.

APPEAL FROM MAUI.

A. Enos and J. V. Maciel, two of the executors under the will of Augustine Enos, deceased, have appealed to the Supreme Court from an order of Judge Kepikal approving the accounts of T. B. B. Lyons, another of the executors.

SUPREME COURT.

In the Supreme Court yesterday the case of the Oahu Railway & Land Company vs. James Armstrong was argued and submitted.

FINAL ACCOUNTS.

Judge De Bolt yesterday approved the final accounts of Esther K. Rutherford as administratrix of the estate of George Nelson Rutherford and granted her petition for discharge.

DEFAULT ENTERED.

Default was entered by Judge De Bolt yesterday against the defendant in the case of J. T. Warren doing business as Honolulu Photo Supply Company against H. E. Wilson with the Territorial Auditor as garnishee.

DEMURRERS FILED.

In the suit of Nishi Oka against the Honolulu Rapid Transit & Land Company for damages for personal injuries, the defendant has filed a demurrer declaring that the complaint does not set out in what particulars it was careless or negligent, or what the negligence is with which it is charged. A similar demurrer was filed in the case of Yoshimoto vs. The Rapid Transit Company.

JAPANESE ESCAPE.

Three Japanese who were being held at the Quarantine Island for detention, on account of the fact that they had failed to comply with the regulation which requires that all steerage passengers, coming from a port infected with cholera, shall be held in quarantine for five days before going on board a vessel coming to the United States, escaped on Sunday night. The matter has been placed in the hands of U. S. District Attorney Breckons, who has been asked to assist the quarantine officials in capturing the Japanese. They will in all probability be deported, for the disregard which they have taken the very first opportunity of showing for the laws of the United States.

ADMITTED TO PRACTISE.

Alexander D. Larnach was yesterday admitted to practice in the Supreme Court. He is a graduate of Stanford University law department with the degree of LL. B. He was examined by a committee of the bar consisting of D. L. Withington, A. G. M. Robertson and C. F. Clemons.

Larnach was in business here for a number of years and was the agent of the Board of Health in inaugurating the mosquito campaign, and set it on the road to the very large degree of success it attained. For the past three years he has been a student at Stanford University.

FIRST STRANGER—Excuse me, but you are a physician. I believe? Second Stranger—You are mistaken, sir. First Stranger—But I overheard you say you followed the medical profession. Second Stranger—And so I do. I'm an undertaker.—Chicago Daily News.